



RESPONSE TO NOTICE OF OMITTED ITEMS IN A NONPROVISIONAL APPLICATION AND PETITION	Application #	10/690,184
	Confirmation #	8504
	Filing Date	21 October 2003
	First Inventor	FOSTER et al.
	Art Unit	1635
	Examiner	
	Docket #	P06335US05/BAS

RESPONSE AND PETITION

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

SIR:

In response to the Notice of Omitted Items in a Nonprovisional Application mailed January 26, 2004 alleging that Figure 4 was omitted from the original filing of the above application, enclosed herewith is a complete copy of the drawings which originally were filed with the application on October 21, 2003, along with copies of the stamped-n receipts and the cover sheet for the present application. As is plainly observed in the attached copy of the drawings as filed, Figure 4, which is three pages long and is designated as pages 19/28, 20/28 and 21/28 of the drawings, was included in the original filing.

Accordingly, it is submitted that the Notice of Omitted Items is in error and Applicants hereby Petition that the improper Notice should be withdrawn.

The Petition fee of \$130 has been paid in accordance with the Notice, but in light of the fact that the Notice was improperly issued, Applicants request immediate refund of the fee upon such a determination.

If any additional fees are due in connection with this communication, the Commissioner is authorized to charge any fee or additional fee due in connection with this communication to Deposit Account No. 12-0555.

Respectfully submitted,

Date: 9 February 2004

By:



B. Aaron Schulman
Registration No. 31,877

STITES & HARBISON PLLC
Transpotomac Plaza
1199 North Fairfax Street, Suite 900
Alexandria, Virginia 22314
(703) 739-4900